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7 Attorneys for Plaintiffs Gregory R. Raifman and  
 8 Susan Raifman, individually and as Trustees for the  
 Raifman Family Revocable Trust Dated 7/2/03,  
 9 and Gekko Holdings, LLC, an Alaska  
 limited liability company, dba Gekko Breeding and Racing

10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA**

12 GREGORY R. RAIFMAN, individually and as  
 Trustee of the RAIFMAN FAMILY  
 13 REVOCABLE TRUST DATED 7/2/03, SUSAN  
 RAIFMAN, individually and as Trustee of the  
 RAIFMAN FAMILY REVOCABLE TRUST  
 14 DATED 7/2/03, and GEKKO HOLDINGS, LLC,  
 an Alaska limited liability company, dba GEKKO  
 BREEDING AND RACING,

CASE NO. C 07-02552 MJJ

**STIPULATION TO STAY PROCEEDINGS  
 PENDING DETERMINATION ON  
 DEFENDANTS CLASSICSTAR, LLC AND  
 GEOSTAR CORPORATION'S MOTION  
 FOR TRANSFER AND COORDINATION OR  
 CONSOLIDATION PURSUANT TO 28 U.S.C.  
 § 1407; [PROPOSED] ORDER**

17 Plaintiffs,

18 v

19 CLASSICSTAR, LLC, a Utah limited liability  
 company, CLASSICSTAR FARMS, LLC, a  
 Kentucky limited liability company, BUFFALO  
 20 RANCH, a business entity form unknown,  
 GEOSTAR CORPORATION, a Delaware  
 corporation, S. DAVID PLUMMER, SPENCER  
 21 D. PLUMMER III, TONY FERGUSON,  
 THOMAS ROBINSON, JOHN PARROT,  
 HANLDER, THAYER & DUGGAN, LLC, an  
 Illinois Limited Liability Company, THOMAS J.  
 22 HANLDER, KAREN, HENDRIX, STAGG,  
 ALLEN & COMPANY, P.C., a Utah professional  
 23 corporation f/k/a KAREN, HENDRIX &  
 ASSOCIATES, P.C., a Utah professional  
 24 corporation, TERRY L. GREEN, and DOES 1-  
 1000 inclusive,

25 Defendants.

1        This Stipulation is entered into by and between the following parties: Plaintiffs GREGORY R.  
 2 RAIFMAN, individually and as Trustee of the RAIFMAN FAMILY REVOCABLE TRUST DATED  
 3 7/2/03, SUSAN RAIFMAN, individually and as Trustee of the RAIFMAN FAMILY REVOCABLE  
 4 TRUST DATED 7/2/03, and GEKKO HOLDINGS, LLC, an Alaska limited liability company, dba  
 5 GEKKO BREEDING AND RACING, and Defendants CLASSICSTAR, LLC, a Utah limited liability  
 6 company, CLASSICSTAR FARMS, LLC, a Kentucky limited liability company, STRATEGIC  
 7 OPPORTUNITY SOLUTIONS, LLC, a Utah limited liability company, d/b/a BUFFALO RANCH,  
 8 erroneously sued as BUFFALO RANCH, a business entity form unknown, GEOSTAR  
 9 CORPORATION, a Delaware corporation, S. DAVID PLUMMER, SPENCER D. PLUMMER III,  
 10 TONY FERGUSON, THOMAS ROBINSON, JOHN PARROT, HANDLER, THAYER & DUGGAN,  
 11 LLC, an Illinois Limited Liability Company, THOMAS J. HANDLER, J.D., P.C., erroneously sued as  
 12 THOMAS J. HANDLER, KARREN, HENDRIX, STAGG, ALLEN & COMPANY, P.C., a Utah  
 13 professional corporation f/k/a KARREN, HENDRIX & ASSOCIATES, P.C., a Utah professional  
 14 corporation, and TERRY L. GREEN.

15        1. Defendants CLASSICSTAR, LLC and GEOSTAR CORPORATION have applied to  
 16 the Judicial Panel on Multidistrict Litigation ("JPML") for transfer and coordination pursuant to 28  
 17 U.S.C. § 1407 ("Motion for Transfer").

18        2. That application has been briefed and is pending decision.

19        3. If the Motion for Transfer is granted in its entirety, certain pre-trial matters will be  
 20 heard in the Court to which the matter is transferred.

21        4. There are various motions which have been filed by Defendants in this Court which  
 22 would be heard by the Court to which the matter would be transferred. Specifically, these are: (1) a  
 23 motion by Defendant SPENCER D. PLUMMER III to dismiss for failure to state a claim upon which  
 24 relief may be granted; (2) a motion by Defendant STRATEGIC OPPORTUNITY SOLUTIONS, LLC,  
 25 d/b/a/ BUFFALO RANCH to dismiss for lack of personal jurisdiction; (3) a motion by Defendants  
 26 CLASSICSTAR, CLASSICSTAR FARMS, LLC, GEOSTAR, TONY FERGUSON, THOMAS  
 27 ROBINSON and JOHN PARROT to stay proceedings pending a ruling by the JPML on the Motion for  
 28 Transfer; and (4) a motion by Defendants HANDLER, THAYER & DUGGAN, LLC and THOMAS J.

1 HANLDER, J.D., P.C., erroneously sued as THOMAS J. HANLDER to set aside defaults which were  
2 entered against them on July 11, 2007.

3 5. In order to avoid unnecessary expense and cost while that matter is pending decision in  
4 the JPML, subject to the one exception noted below, the parties agree and stipulate, without  
5 adjudication of any fact or issue of law, that this Court may stay this action pending a determination on  
6 the application for transfer and coordination by the JPML.

7 6. The only exception to this Stipulation is the a Motion to Set Aside Default filed by  
8 Defendants HANLDER, THAYER & DUGGAN, LLC and THOMAS J. HANLDER, J.D., P.C.,  
9 erroneously sued as THOMAS J. HANLDER, scheduled to be heard on August 28, 2007, at 9:30 a.m.

10 7. The parties agree to execute this Stipulation and that this Stipulation may be submitted  
11 to the Court for an Order thereon.

12 Dated: 8/2/07

By: \_\_\_\_\_

Richard J. Idell  
Ory Sandel  
Elizabeth J. Rest  
Attorneys for Plaintiffs Gregory R. Raifman and Susan  
Raifman, individually and as Trustees for the Raifman  
Family Revocable Trust Dated 7/2/03, and Gekko  
Holdings, LLC, an Alaska limited liability company, dba  
Gekko Breeding and Racing

18 Dated: 8/2/07

By: \_\_\_\_\_

John S. Blackman  
Attorney for Terry Green; Katten, Hendrix, Stagg Allen  
& Company, P.C.

22 Dated: \_\_\_\_\_

By: \_\_\_\_\_

Edward C. Duckers  
Attorney for Strategic Opportunity Solutions, LLC dba  
Buffalo Ranch & Spencer D. Plummer, III

26 Dated: \_\_\_\_\_

By: \_\_\_\_\_

Ronald J. Sim  
Attorney for Strategic Opportunity Solutions, LLC dba  
Buffalo Ranch & Spencer D. Plummer, III

1 HANLDER, J.D., P.C., erroneously sued as THOMAS J. HANLDER to set aside defaults which were  
2 entered against them on July 11, 2007.

3       5. In order to avoid unnecessary expense and cost while that matter is pending decision in  
4 the JPML, subject to the one exception noted below, the parties agree and stipulate, without  
5 adjudication of any fact or issue of law, that this Court may stay this action pending a determination on  
6 the application for transfer and coordination by the JPML.

7       6. The only exception to this Stipulation is the a Motion to Set Aside Default filed by  
8 Defendants HANDLER, THAYER & DUGGAN, LLC and THOMAS J. HANDLER, J.D., P.C.,  
9 erroneously sued as THOMAS J. HANDLER, scheduled to be heard on August 28, 2007, at 9:30 a.m.

10       7. The parties agree to execute this Stipulation and that this Stipulation may be submitted  
11 to the Court for an Order thereon

12 Dated: \_\_\_\_\_ By: \_\_\_\_\_  
13 Richard J. Idell  
14 Ory Sandel  
15 Elizabeth J. Rest  
16 Attorneys for Plaintiffs Gregory R. Raifman and Susan  
17 Raifman, individually and as Trustees for the Raifman  
Family Revocable Trust Dated 7/2/03, and Gekko  
Holdings, LLC, an Alaska limited liability company, dba  
Gekko Breeding and Racing

19 Dated: \_\_\_\_\_ By: \_\_\_\_\_  
20 John S. Blackman  
Attorney for Terry Green; Karren, Hendrix, Stagg Allen  
& Company, P.C.

22 Dated: 3/2/07 By: Edward C. Duckers  
23 Edward C. Duckers  
24 Attorney for Strategic Opportunity Solutions, LLC dba  
Buffalo Ranch & Spencer D. Plummer, III

26 Dated: \_\_\_\_\_ By: \_\_\_\_\_  
27 Ronald J. Sim  
28 Attorney for Strategic Opportunity Solutions, LLC dba  
Buffalo Ranch & Spencer D. Plummer, III

1 Dated: 8/11/07

2 By: 

3 Fred S. Blum  
4 Attorney for ClassicStar, LLC, ClassicStar Farms, LLC,  
5 GeoStar Corporation, Tony Ferguson, Thomas Robinson  
6 and John Parrot

7 Dated: \_\_\_\_\_

8 By: \_\_\_\_\_

9 John M. Drath  
10 Attorney for Handler, Thayer Duggan, LLC and Thomas  
11 J. Handler, J.D., P.C.

#### [PROPOSED] ORDER GRANTING STAY ON STIPULATION

12 The Stipulation of the parties having been presented to the Court for an Order theron and the  
13 parties having stipulated that this Court may issue an Order staying all proceedings pending a  
14 determination of the application for transfer and coordination with the exception of the Motion to Set  
15 Aside Default filed by Defendants HANDLER, THAYER & DUGGAN, LLC and THOMAS J.  
16 Handler, J.D., P.C., erroneously sued as THOMAS J. HANLDER, and GOOD CAUSE  
17 APPEARING THEREFOR,

18 IT IS HEREBY ORDERED THAT with the exception of the Motion to Set Aside Default filed  
19 by Defendants HANDLER, THAYER & DUGGAN, LLC and THOMAS J. HANLDER, J.D., P.C.,  
20 erroneously sued as THOMAS J. HANLDER, scheduled to be heard on August 28, 2007, at 9:30 a.m.,  
and without any adjudication of fact or issue of law, this matter is stayed pending a determination on  
the application for transfer and coordination pursuant to 28 U.S.C. § 1407.

21 IT IS SO ORDERED.

22  
23 HONORABLE MARTIN J. JENKINS  
24 UNITED STATES DISTRICT COURT JUDGE  
25  
26  
27  
28

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Fred S. Blum  
Attorney for ClassicStar, LLC, ClassicStar Farms, LLC,  
GeoStar Corporation, Tony Ferguson, Thomas Robinson  
and John Parrot

Dated: 8/2/07

By: \_\_\_\_\_

John M. Drath  
Attorney for Handler, Thayer Duggan, LLC and Thomas  
J. Handler, J.D., P.C.

**[PROPOSED] ORDER GRANTING STAY ON STIPULATION**

The Stipulation of the parties having been presented to the Court for an Order thereon and the parties having stipulated that this Court may issue an Order staying all proceedings pending a determination of the application for transfer and coordination with the exception of the Motion to Set Aside Default filed by Defendants HANDLER, THAYER & DUGGAN, LLC and THOMAS J. HANDLER, J.D., P.C., erroneously sued as THOMAS J. HANDLER, and GOOD CAUSE APPEARING THEREFOR,

IT IS HEREBY ORDERED THAT with the exception of the Motion to Set Aside Default filed by Defendants HANDLER, THAYER & DUGGAN, LLC and THOMAS J. HANDLER, J.D., P.C., erroneously sued as THOMAS J. HANDLER, scheduled to be heard on August 28, 2007, at 9:30 a.m., and without any adjudication of fact or issue of law, this matter is stayed pending a determination on the application for transfer and coordination pursuant to 28 U.S.C. § 1407.

IT IS SO ORDERED.

8/3/2007

  
HONORABLE MARTIN J. JENKINS  
UNITED STATES DISTRICT COURT JUDGE

PROOF OF SERVICE

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Idell & Seitel LLP 465 California Street, Suite 300, San Francisco, California 94104.

On August 2, 2007, I served the following document(s):

STIPULATION TO STAY PROCEEDINGS PENDING DETERMINATION ON  
DEFENDANTS CLASSICSTAR, LLC AND GEOSTAR CORPORATION'S MOTION FOR  
TRANSFER AND COORDINATION OR CONSOLIDATION PURSUANT TO 28 U.S.C. § 1407;  
[PROPOSED] ORDER

- by regular **UNITED STATES MAIL** by placing a true and correct copy in a sealed envelope addressed as shown below. I am readily familiar with the practice of Idell & Seitel LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.
- by **ELECTRONIC MAIL**. As this case is subject to the United States District Court for the Northern District of California ECF program, pursuant to General Rule 45, upon the filing of the above-entitled document(s) an automatically generated e-mail message was generated by the Court's electronic filing system and sent to the address(es) shown below and constitutes service on the receiving party.

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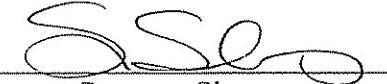
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13 and Thomas J. Handler, J.D., P.C.*

14 *Attorney for Strategic Opportunity Solutions,  
15 LLC d/b/a Buffalo Ranch & Spencer D  
16 Plummer, III*

17 I certify and declare under penalty of perjury under the laws of the State of California that the  
18 foregoing is true and correct and I executed this declaration at San Francisco, California.

19   
20 \_\_\_\_\_  
21 Suzanne Slavens